THE HON'BLE SRI JUSTICE B.PRAKASH RAO

AND

THE HONBLE DR.JUSTICE G.YETHIRAJULU

–

WRIT APPEAL NO. 2228 OF 2004.

DATED: 21-11-2005

Between

Rayapati Janaiah son of Venkaiah

50 yrs, Nagireddypalem village, Bellamkonda

mandal,Guntur district.

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….Appellant

And

1.The APSEB, rep. By its Member/Secretary

Vidyuthsouda, Hyderabad and 2 others.

…Respondents

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JUDGMENT (Per Sri B.Prakash Rao, J)

Heard both sides and at their request, the main appeal itself is taken up for disposal.

The unsuccessful writ petitioner is the appellant herein who seeks to assail the interim orders being vacated by the learned single Judge.

The case of the petitioner was that he was discharging his duties duly appointed and therefore, necessarily the respondent authorities have to reimburse the amount for the period for which he worked. It was also pointed out that the appellant is still working and therefore, they have to follow the scheme and also the directions given by the learned single Judge.

The learned single Judge after taking into consideration the material found that there is no basis for the petitioner's claim especially there is no enforceable right and that there is no evidence to show that he is continuing as Village Electricity Worker in Grama Panchayat.

During the course of arguments, this Court called upon the appellant to produce the appointment order. However, no such appointment order is forthcoming except referring to the proceedings, dated 03-02-2004 which is only recommendatory in its nature and therefore, the appellant cannot claim any enforceable right to seek any direction more so in extraordinary jurisdiction under Article 226 of the Constitution of India. Hence, we are in entire agreement with the learned single Judge and there are no merits to warrant any interference by this Court.

Accordingly, the writ appeal is dismissed. No costs.

B.PRAKASH RAO, J

Dated: 21-11-2005.

G.YETHIRAJULU, J

Hsd